

EX PARTE OR LATE FILED

Docket # 92-237

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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JUN 13 1997

In the Matter of)

Administration of the)
North American Numbering Plan)

CC Docket No. 920287

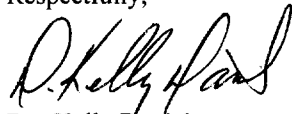
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Letter of Transmittal for Late Filing

Due to travel between Mainland USA and Hawaii, I respectfully request acceptance and consideration of this late filing. While consideration to delivery of VIA electronic mail and Fax was considered, delay of airlines and battery life was not anticipated.

The attached comments and service list should be brief and thorough enough to impose such consideration.

Respectfully,



D. Kelly Daniels
President
TELCO Planning, Inc.

July 7, 1997

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REPLY COMMENTS OF TELCO PLANNING, INC.

D. Kelly Daniels, President
Telco Planning, Inc.
Post Office Box 233
Tualatin, Oregon 97062

Dated: July 3, 1997

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

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In the Matter of)	
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REPLY COMMENTS OF TELCO PLANNING, INC.

Telco Planning, Inc. respectfully submits these reply comments on the Public Notice DA 97-1055, CC Docket 92-237 (released May 19th, 1997), seeking comments on the recommendations of North American Numbering Council ("NANC") regarding telephone number administration. Telco Planning, Inc. has provided comments in this proceeding in the past at the inception of the Notice of Proposed Rule Making. Telco Planning, Inc. is compelled to provide reply comments on the most recent request of the commission to NANC's recommendation to select Lockheed Martin as the New North American Numbering Plan Administrator (NANPA) and National Exchange Carriers Association (NECA) as the billing agent.

SUMMARY

In 1991, the National Association of Regulatory Utility Commission (NARUC), alleging some anti-competitive practices by the current NANPA (BELLCORE, at that time owned by 7 of the nine largest Telecommunications firms in the United States). At Telco Planning's initial comments, experience showed that it was hard to judge conclusive deliberate anti-competitive practices. After looking at all of the comments though and having run into Forum Shopping delay tactics, it is Telco Planning's opinion that the results of the current NANPA actions has resulted in less competition. At the root of Telco Planning's opinion is that using number administration of dominant carriers causes new entrants to develop architecture and products around dominant carrier platforms. Not only is this an expensive requirement for new entrants, it is Telco Planning's belief that most new entrants are trying to provide services to consumers who are not fitting a mold of communications that is currently offered by dominant carriers.

Therefore it is expensive and not logical to adopt incumbent (also known as legacy) operational platforms and procedures for Public Switched Telephone network (PSTN) number administration.

As an example, the architecture for toll free number administration serves as a guarded entry of new entrant idea into dominant carrier operational architecture. Now that the toll-free network has supported refinements, the National Assignment Center architecture serves as a tool to allow new architecture to enter into a public switched telephone network. All existing carriers (some who were budding new entrants such as WorldCom and MCI) adopted architectures reliant on 1960 through 1980 patents of the Bell System.

Telco Planning, Inc. participated extensively in formation of the foundations to the FCC's decisions and industry response to changes in the make-up of NANPA. In retrospect, all decisions combined together have brought a balanced rule by the FCC. The FCC has let industry develop conclusions at each step of the way. The FCC has not allowed itself to be in position to issue an arbitrary decision. The FCC has heard comments, monitored the industry meetings, met with NANPA, had oversight of the Numbering issues and generally met an aggressive decision brought by the NARUC and subsequent relinquishment of BELLCORE participation. In hindsight, BELLCORE provided or forced the industry to meet the challenge of defining numbering guidelines by refusing to make a decision it used to take for granted. Rather than carriers living with BELLCORE's Bell Shaped thinking for new entrants, BELLCORE forced the industry to give it direction. The result was the formation of Industry Numbering Committee (INC), Future Numbering Forum (FNF) and NANC.

TELCO PLANNING, INC's, SUGGESTS SUSTAINING THE NANC DECISIONS

For the reasons stated above, and upon review of the comments provided by parties to the FCC request, Telco Planning, Inc., is sure that MCI has made a compelling argument for the FCC to sustain the decision of the NANC. However close the decision of the voting members, there were many levels of review. In fact by nature of the NANCE, consumers, competitors and regulators formed the decision of NANC. The FCC must retire the arguments, allow BELLCORE to be relieved of the financial burden and force the industry to respond to consumer demands and congressional orders rather than incorporate into the PSTN, those applications and conventions that dominant carriers feel comfortable.

The FCC should not look necessarily at the capabilities or cost to reformat the architecture or logical thinking of dominant carriers. The FCC should consider that congress ordered, the consumers request and new entrants require architectural changes that do not fit within current systems or necessarily safe logical design of dominant carriers. As MCI States at page 8 of it's comments "the possible delay or loss of steam in the aggressive plan of the FCC will risks to be too far great for new entrants". It is clear in the carrier business that a small business is defined with in the industry as less than \$500,000,000.00 in yearly revenues. New entrants need to reach the level of a small business in this industry through consumer and investor confidence and a high level of service. The consumer's ability to buy niche products is at risk when the FCC allows cash generating delays.

Telco Planning, Inc., does not believe the FCC operates in a manner that encourages delay, but the FCC relied on the decision of the NANC selection committee. This committee is the result of a five year formation since 92-237. The time has come to accept and promote the NANC decision.

Regarding the actual selection of Lockheed over Mitretek, Telco Planning, Inc., believes that the NANC had more information than the commentators, the bidders, the FCC itself. The NANC selection committee evalauted differences between the responses, presentations, models and their own interests and their chartered interest. Reviewing the list of NANC members, it is clear that the selection committee is competent to make a decision. Telco Planning, Inc.s', own opinion from the material it has reviewed causes Telco Planning, Inc., to recommend the same conclusion. Lockheed should be the next NANPA. Telco Planning, Inc. recommendation to clients is Lockheed is the better solution. Synergy amongst other contracts that Lochheed holds has allowed Lockheed to prove it's ability to meet the PSTN needs and challenges. The capabilities of Mitretek are convincing, but un-proven.

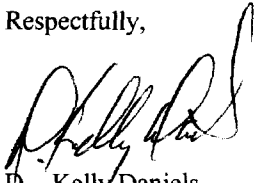
Mitretek itself is a new entrant, but at this stage Lockheed is not. Lockheed is the better choice. Bid pricing is not as big an issue as first thought. The fact is Mitretek will require a larger cost to enter into this portion of there business line, than Lockheed. Lockheed (IMS in particular) is better situated to capitalize on existing staff and resources to the NANPA task.

The Selection Committee and FCC Decision

The FCC must implement it's decision for Lockheed to administer NANPA expiditously. The recommendation by the committee as a whole was the result of a close count result. There is no reason for the FCC to

move away from the decision of the team the FCC developed to make such a decision. While both Lockheed and Mitretek have met the basic issues of the industry and PSTN, it was Lockheed who competitively won the bid.

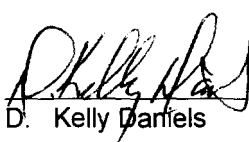
Respectfully,

A handwritten signature in black ink, appearing to read "D. Kelly Daniels". The signature is stylized with a large, looped "D" and a long, sweeping "S" at the end.

D. Kelly Daniels
Post Office Box 233
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Certificate of Service
FCC Docket No. 92-237

I, D. Kelly Daniels, do hereby certify on this 7th day of June, 1997 that I have served a copy of the foregoing document via mail to the parties below:



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